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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/715,652	11/17/2003	Toshiyuki Chikuma	CFA00048US	5363
7590	05/31/2005			
Canon U.S.A. Inc. Intellectual Property Department 15975 Alton Parkway Irvine, CA 92618-3731			EXAMINER NGUYEN, LAMSON D	
			ART UNIT	PAPER NUMBER
			2861	

DATE MAILED: 05/31/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

10/715,652

Applicant(s)

CHIKUMA ET AL.

Examiner

Lamson D. Nguyen

Art Unit

2861

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-11 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-11 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 17 November 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
- 1) ☒ Certified copies of the priority documents have been received.
  - 2) ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
  - 3) ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date ____. | 6) <input type="checkbox"/> Other: ____.  |

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-11 are rejected under 35 U.S.C. 102(b) as being anticipated by Torpey et al. (6,290,330).

***Torpey et al teach a recording method, a recording system, and image processing apparatus comprising:***

#### **Claim 1:**

- The step of obtaining dot data of a color material forming the positional information image, according to record data for recording the positional information image, according to record data for recording the positional information (figure 2, steps 30, 32, and 34)
- The conversion step of converting dot data of a color material forming said other image so that the dot density of the other image is reduced, on the basis of the dot data of the color material forming the positional information (figure 2, steps 36 and 38; figures 3-5 teach pixel windows 40, 50, and 60 are converted to windows 42, 52, and 62 based on the position of the border of two colors to reduce dot density)

- The recording step of recording the images on the recording medium, according to the record data of the positional information image and the converted data of the other image (column 6, lines 17-20 teach “window 42 shows pixel block of window 40 after a substitution operation wherein within a 2-pixel border every other pixel in the black separation is turned off and replaced with alternating cyan and magenta pixels in the composite image.”)

**Claim 2:**

- in the conversion step, a dot of said the other image provided in positions where the dots of the positional information image are provided is removed (figure 4 teaches in the converted pixel block 52, in column 56, a cyan drop is removed alternately)

**Claim 3:**

- In the conversion step, dots of said the other image in and adjacent to positions where the dots of the positional information image are provided are removed (figure 4 teaches in the converted pixel block 52, drops of cyan are removed in columns 54 and 56)

**Claim 4:**

- in the conversion step, the duty of the dots of the other image provided in a predetermined area adjacent to the dots of the positional image is reduced

(figure 4 teaches in the converted pixel block 52, drops of cyan are removed in columns 54 and 56, which inherently means the duty of cyan dots is reduced)

**Claim 5:**

\* in the recording step, the color material forming the positional information image contains carbon black (figures 3-5 teach ink forming the border or the positional image black, as well as yellow)

Claims 6-11 are rejected based on the rejection of method claims 1-5.

***Conclusion***

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

- Yamaguchi (6,435,640) teaches an inkjet printer including a correction section for correcting a tone of a target dot on the basis of a tone designated by dot data assigned to a dot adjacent to the target dot in a predetermined direction.


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lamson D. Nguyen whose telephone number is 571-272-2259. The examiner can normally be reached on 8-5.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Talbott can be reached on 571-272-1934. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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LAMSON NGUYEN  
PRIMARY EXAMINER  
05/25/05